

OPPENHEIMER

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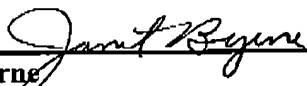
February 10, 2005

TO: Examiner Arthur Duran
COMPANY: U.S. Patent and Trademark Office – Art Unit 3622
PHONE: 703/305-4687
FAX: 703/872-9306

FROM: Rudolph P. Hofmann
DIRECT DIAL: (612) 607-7340
EMAIL: RHofmann@oppenheimer.com
RE: U.S. Patent Application No. 09/196,338
Attorney Docket No.: 60021-302901

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that a Request for Continued Examination (RCE) and fee transmittal are being facsimile transmitted to the U.S. Patent and Trademark Office on the date listed below.


Janet Byrne

2-10-2005
Date

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Originals: Not being sent

Completed by: Janet Byrne/7401

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PTO/SB/30 (10-01)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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REQUEST FOR CONTINUED EXAMINATION (RCE) TRANSMITTAL Address to: MS RCE Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	Application Number	09/196,338
	Filing date	November 19, 1998
	First Named Inventor	Sean Handel
	Art Unit	3622
	Examiner Name	A. Duran
	Attorney Docket Number	60021-302901

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. Submission required under 37 CFR 1.114

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 CFR 1.116 previously filed on January 10, 2005.
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
- b. ☐ Enclosed
- i. ☐ Amendment(s)/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other _____ and Returned Postcard.

2. Miscellaneous


- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103@ for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(l) required)
- b. ☐ Other _____.

3. Fees

The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.


- a. ☒ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-1901.
- i. ☒ RCE fee required under 37 CFR 1.17(e).
- ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17).
- iii. ☐ Other _____.
- b. ☐ Check in the amount of \$ _____ enclosed.
- c. ☐ Payment by credit card (Form PTO-2038 enclosed)

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Rudolph P. Hofmann	Registration No. (Attorney/Agent)	38,187
Signature		Date:	February 10, 2005

CERTIFICATE OF MAILING OR TRANSMISSION


I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS RCE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Janet Byrne	Date:	February 10, 2005
Signature			

OPPENHEIMER: 2303509 v01 02/08/2005

FEE TRANSMITTAL for FY 2005 Patent fees are subject to annual revision. <input type="checkbox"/> Applicant Claims Small Entity		Complete if Known	
		Application Number	09/196,338
		Filing Date	November 19, 1998
		First Named Inventor	Sean Handel
		Examiner Name	Arthur Duran
		Group Art Unit	3622
TOTAL AMOUNT OF PAYMENT	\$790.00	Attorney Docket No.:	60021-302901

METHOD OF PAYMENT				FEE CALCULATION (continued)																																																																																																																																																																																														
1. <input checked="" type="checkbox"/> Authorized to charge indicated fees or credit Deposit Acct No. 50-1901 Name: Oppenheimer Wolff & Donnelly LLP <input checked="" type="checkbox"/> Charge Any Add'l Fee Required Under 37 CFR 1.16 and 1.17				4. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity Fee Code</th> <th>Large Entity Fee (\$)</th> <th>Small Entity Fee Code</th> <th>Small Entity Fee (\$)</th> <th>Fee Description</th> <th>Fee Paid</th> </tr> </thead> <tbody> <tr><td>1051</td><td>130</td><td>2051</td><td>65</td><td>Surcharge - late filing fee or oath</td><td></td></tr> <tr><td>1052</td><td>50</td><td>2052</td><td>25</td><td>Surcharge - late provisional filing fee or cover sheet</td><td></td></tr> <tr><td>1053</td><td>130</td><td>1053</td><td>130</td><td>Non-English specification</td><td></td></tr> <tr><td>1812</td><td>2,520</td><td>1812</td><td>2,520</td><td>Filing a request for ex parte reexamination</td><td></td></tr> <tr><td>1804</td><td>920*</td><td>1804</td><td>920*</td><td>Requesting publication of SIR prior to Examiner action</td><td></td></tr> <tr><td>1805</td><td>1,840*</td><td>1805</td><td>1840*</td><td>Requesting publication of SIR after Examiner action</td><td></td></tr> <tr><td>1251</td><td>120</td><td>2251</td><td>60</td><td>Extension for reply within first month</td><td></td></tr> <tr><td>1252</td><td>450</td><td>2252</td><td>225</td><td>Extension for reply within second month</td><td></td></tr> <tr><td>1253</td><td>1020</td><td>2253</td><td>510</td><td>Extension for reply within third month</td><td></td></tr> <tr><td>1254</td><td>1,580</td><td>2254</td><td>795</td><td>Extension for reply within fourth month</td><td></td></tr> <tr><td>1255</td><td>2,160</td><td>2255</td><td>1,080</td><td>Extension for reply within fifth month</td><td></td></tr> <tr><td>1401</td><td>500</td><td>2401</td><td>250</td><td>Notice of Appeal</td><td></td></tr> <tr><td>1402</td><td>500</td><td>2402</td><td>250</td><td>Filing a brief in support of an appeal</td><td></td></tr> <tr><td>1403</td><td>1,000</td><td>2403</td><td>500</td><td>Request for oral hearing</td><td></td></tr> <tr><td>1451</td><td>1,510</td><td>1451</td><td>1,510</td><td>Petition to institute a public use proceeding</td><td></td></tr> <tr><td>1452</td><td>500</td><td>2452</td><td>250</td><td>Petition to revive - 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If the specification and drawings exceed 100 sheets of paper, the application fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s)																																																																																																																																																																																																		
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SUBMITTED BY		Complete (if applicable)	
Name	Rudolph P. Hofmann	Registration No.:	38,187
Signature		Telephone:	612/607-7340
		Date:	February 10, 2005

*Includes: Filing fee + Examination fee + Search fee